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12 || Dow AgroSciences LLC

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UNITED STATES DISTRICT COURT

## FOR THE NORTHERN DISTRICT OF CALIFORNIA

## **SAN JOSE DIVISION**

16 UNITED FARM WORKERS, AFL-CIO, ) Case No. C 07-03950 JF  
et al., )  
17 Plaintiffs, )  
18 )  
19 v. )  
20 )  
21 ADMINISTRATOR, )  
UNITED STATES ENVIRONMENTAL )  
PROTECTION AGENCY, )  
22 )  
23 Defendant. )  
\_\_\_\_\_  
NOTICE OF NON-OPPOSITION  
TO DOW AGROSCIENCES LLC'S  
MOTION TO INTERVENE  
Date: Friday, February 1, 2008  
Time: 9:00 a.m.  
Place: Courtroom 3, 5th Floor  
The Honorable Jeremy Fogel

25 On December 12, 2007, Dow Agrosciences LLC (“DAS”) filed a Motion to Intervene in  
26 this action, pursuant to Rules 24(a)(2) and 24(b)(2) of the Federal Rules of Civil Procedure. In its  
27 accompanying Notice of Motion, DAS reported to the Court that counsel for Defendant had advised  
28 DAS that Defendant takes no position on this motion, and that counsel for Plaintiffs had informed

1 DAS that Plaintiffs do not consent to this motion. On December 19, 2007, however, Plaintiffs filed  
2 a Non-opposition to Dow Agrosciences' Motion to Intervene, which stated that Plaintiffs do not  
3 oppose DAS's intervention. In discussions with counsel for DAS relating to scheduling of the case  
4 management conference, Plaintiffs' counsel has confirmed that Plaintiffs do not object to the  
5 intervention.

6 Pursuant to Civil Local Rule 7-3, any opposition to DAS's Motion to Intervene was required  
7 to be filed by January 11, 2008. This date has now passed with no opposition having been filed.  
8 Accordingly, DAS hereby requests that the Court grant its Motion to Intervene.

9  
10 DATED: January 18, 2007 HELLER EHRMAN LLP

11  
12 By \_\_\_\_\_ \s\  
13 LAURENCE A. WEISS

14 Attorneys for Intervenor-Defendant  
15 Dow AgroSciences LLC

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